

FISCAL NOTE
HB 393 - SB 1854

March 11, 2005

SUMMARY OF BILL: Extends the Any Willing Provider statute to an employee welfare benefit plan, an insurance company, a hospital service corporation, a hospital and medical service corporation, a health maintenance organization, a healthcare center, the state or its political subdivisions, prepaid plans and all other corporations, entities, or persons. Currently, the statute prohibits health insurance issuers and managed care insurance issuers from denying any licensed pharmacist the right to participate as a provider in a network as long as the pharmacist is willing to accept the terms and conditions offered other provider pharmacists in the same network. This statute does not apply to the TennCare program.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

Increase State Revenues – Not Significant

Increase Local Govt. Expenditures – Not Significant

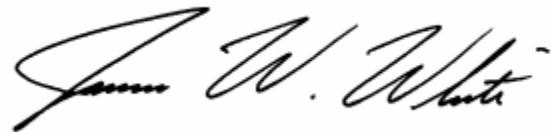
Increase Local Govt. Revenues – Not Significant

Assumptions:

- The definition of health insurance issuer and managed health insurance issuer are broad enough to cover the great majority of the entities specified in this legislation
- The Department of Commerce and Insurance would be responsible for enforcement and administration of the bill which would not have a significant impact.
- The state sponsored plans which include several local government plans will be impacted significantly because they have taken steps to limit the terms and conditions that apply in instances where there is a pharmacy network to include only price considerations.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director